



Linda S. Adams  
Secretary for  
Environmental Protection

# California Regional Water Quality Control Board San Diego Region

9174 Sky Park Court, Suite 100, San Diego, California 92123-4340  
(858) 467-2952 • Fax (858) 571-6972  
<http://www.waterboards.ca.gov/sandiego>



Arnold Schwarzenegger  
Governor

## CERTIFIED MAIL – RETURN RECEIPT REQUESTED 7008 1140 0002 8456 9892

February 24, 2009

Mr. Victor H. Mostacero  
6780 Friars Road Unit 213  
San Diego, CA 92108-1117

In reply refer to:  
ORCGWU:50-0699:spease

Dear Mr. Mostacero:

**SUBJECT: NOTICE OF VIOLATION NO. R9-2009-0031**  
**SITE: DOWNTOWN TIRE SHOP, 2717 IMPERIAL AVE., SAN DIEGO, CA**

YOU ARE HEREBY NOTIFIED OF THE FOLLOWING ALLEGED VIOLATION:

Failure to comply with Directives A.1. and A.2. of Investigative Order No. R9-2008-0010:

BASIS FOR ALLEGED VIOLATION:

Directive A.1. of Order No. R9-2008-0010 directs you to submit a Workplan for Preliminary Site Assessment by May 30, 2008.

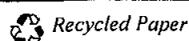
Directive A.2. of Order No. R9-2008-0010 directs you to submit a Preliminary Site Assessment Report by July 30, 2008.

To date, neither the Workplan nor the Report has been submitted.

The violation cited above is serious and may result in further enforcement action against you, including a civil liability being administratively implemented by the California Regional Water Quality Control Board, San Diego Region (Regional Board) under authority of section 13350 of the California Water Code. Any person failing or refusing to furnish information required under the authority of Water Code section 13267 or falsifying information submitted to the Regional Board pursuant to such a directive is guilty of a misdemeanor and may be subject to civil liability to \$1,000 per day of the violation.

Questions pertaining to the issuance of this Notice of Violation should be directed to Ms. Susan Pease at (858) 637-5596. Written correspondence pertaining to this Notice of Violation should be directed to the following address:

*California Environmental Protection Agency*



6002 / 92 / 2

Ms. Julie Chan  
Supervising Engineering Geologist  
California Regional Water Quality Control Board  
San Diego Region  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123  
Attn: Ms. Sue Pease, ORCGW Unit

In the heading portion of this notice after "In reply refer to:" a Regional Board code number is listed. In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

Respectfully,

*Robert Marris*

*for*

JULIE CHAN  
Supervising Engineering Geologist  
Ground Water Basins Branch

JC/sjp

c:/DowntownTireShop/NOV.Feb 2009.doc

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.  
**CERTIFIED MAIL™**



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**U.S. Postal Service™**  
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Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$ 5.32</b>

Postmark Here

Sent to  
 Mr. Victor Mostacero  
 Street, Apt. No.;  
 or PO Box No. 6780 Friars Rd Unit 213  
 City, State, ZIP+4 San Diego Ca 92108-1117

PS Form 3800, August 2006 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Mr. Victor Mostacero  
 6780 Friars Road Unit 213  
 San Diego CA 92108-1117

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
**X**  Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from service label) 7008 1140 0002 8456 9892

8002/92/2